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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

**Plaintiff,**

vs.

LUIS ENRIQUE ORTIZ-IBARRA,

Defendant.

Case No. 2:21-CR-00052-JCM-DJA

## **STIPULATION TO CONTINUE SENTENCING HEARING**

**(FIRST REQUEST)**

IT IS HEREBY STIPULATED and agreed, by and between JASON M. FRIERSON, United States Attorney, by JOSHUA BRISTER, Assistant United States Attorney, LUIS ENRIQUE ORTIZ-IBARRA, Defendant, by and through his counsel, MONTI JORDANA LEVY, ESQUIRE, WRIGHT MARSH & LEVY, that the sentencing hearing currently scheduled for December 2, 2022, at 10:30 a.m. be vacated and set to a date and time convenient to this Court, but no sooner than sixty (60) days from the current sentencing date.

This stipulation is entered into for the following reasons:

1. Defense counsel for Mr. Ortiz-Ibarra needs additional time to prepare and have the PSR translated to Spanish for Mr. Ortiz-Ibarra.

2. The parties agree to the continuance. Mr. Ortiz-Ibarra is presently in custody and agrees to the continuance.

3. Additionally, denial of this request for continuance could result in a miscarriage of justice.

1       4. The additional time requested by this Stipulation is made in good faith and not for  
2 purposes of delay.

3       5. This is the first request for a continuance of the sentencing hearing.

4       Dated this 9th day of November, 2022.

5 Respectfully submitted:

6 WRIGHT MARSH & LEVY

7  
8 By /s/ Monti Jordana Levy  
9 MONTI JORDANA LEVY, ESQUIRE  
Counsel for Ortiz-Ibarra

JASON M. FRIERSON  
United States Attorney

By /s/ Joshua Brister  
JOSHUA BRISTER  
Assistant United States Attorneys

1  
2 UNITED STATES DISTRICT COURT  
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5 FOR THE DISTRICT OF NEVADA  
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7 UNITED STATES OF AMERICA, )  
8 Plaintiff, ) Case No. 2:21-CR-00052-JCM-DJA  
9 vs. )  
10 LUIS ENRIQUE ORTIZ-IBARRA, )  
11 Defendant. )  
12 \_\_\_\_\_)

13 Based on the Stipulation of the parties, the sentencing hearing in this matter is hereby  
14 continued. The ends of justice served by granting said continuance outweigh the best interest of the  
15 public and the defendant in a speedy sentencing, since the failure to grant said continuance would  
16 be likely to result in a miscarriage of justice, and would deny the parties herein sufficient time and  
17 the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking  
into account the exercise of due diligence.

18 IS IT HEREBY ORDERED that the sentencing in the above-captioned matter currently  
19 scheduled for December 2, 2022, at 10:30 a.m., be vacated and continued to **February 1, 2023,**  
20 **at 11:00 a.m.**

21 Dated: November 9, 2022.

22   
23 JAMES C. MAHAN  
24 UNITED STATES DISTRICT JUDGE  
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